

## **REMARKS**

The office action dated November 1, 2007 (the "Office Action") has been received and noted. Applicants note that a Response to the Office Action was mailed on February 26, 2008 and entered by the Examiner. Applicants thank the Examiner for the constructive telephone interview of April 17, 2008, during which the Examiner agreed that a Supplemental Amendment may be entered to further describe and claim definitions of the control objects and control elements. Applicants submit additional claims 51-53 and provide additional remarks below to further define and describe the control objects and control elements. Reconsideration of the pending claims and consideration of the additional claims is requested in view of the above-amendments and following remarks.

### **I. Control Elements and Control Objects**

Some embodiments of control objects and control elements described in the specification of the present application, for example, without limitation thereto, include:

- (1) that control elements may be buttons, menus, windows, text, etc. of a computer program application that may be activated to instruct the software to execute operations (see pg. 2, lines 19-26);
- (2) that the an application program may be a video editing program or another program that displays the control elements and is instructed by activating the control elements (see pg. 16, lines 14-20 and FIG. 7);
- (3) that a control object may be picture related object that may depict a control element as the element would appear in a GUI, or may be a textual description of an attribute of such a control element (see pg. 14, lines 8-11 and FIG. 4; and pg. 15, lines 25-27 and FIG. 5 of the application)
- (4) that a multi-layered type computer program may be a graphics editor (see pg. 13, lines 22-28) and may be used to create and store a graphics file having control objects that dictate attributes of the control elements of the video editing program (see pg. 13, line 29 through pg. 14, line 32, FIGS. 4-5 and claim 1);

- (5) that an application program such as a video editing program can be created to access the graphics file stored by the graphics editor and to display the control elements (e.g., menu structure) on a GUI, where the menu structure is dictated by the control object stored in the graphics file by the graphics editor (see pg. 16, line 14-28, FIG. 6 and claim 1).

## **II. Additional Claims 51-53**

Applicants submit additional claims 51-53 which further define some embodiments of the multi-layered type computer program, application program, control objects, and control elements. Specifically, for claim 51, the multi-layered type computer program is supported at least at pg. 13, lines 22-28; the control object comprising a picture-related control object is supported at least at pg. 15, lines 8-11 and FIG. 4; and the control object as a textual description is supported at least at pg. 15, lines 25-27 and FIG. 5.

For claim 52, the application program comprising a video editing program is supported at least at pg. 16, lines 14-21; the control objects being edited by adding, deleting or changing the control object is supported at least at pg. 4, lines 14-22; and the control objects having at least an appearance of an element, etc. is supported at least at pg. 4, lines 19-22.

Claim 53 is supported at pg. 4, lines 14-22 of the application.

### CONCLUSION

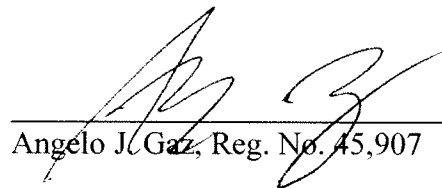
In view of the foregoing, it is believed that all claims now pending patentably define the subject invention over the prior art of record and are in condition for allowance and such action is earnestly solicited at the earliest possible date.

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

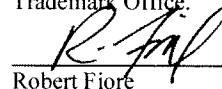
Dated: 5/5/08

  
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#### CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being submitted electronically via EFS Web on the date shown below to the United States Patent and Trademark Office.

  
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Robert Fiore

5/5/08  
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Date